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APPLICATION NO.	Fil	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/705,394 11/10/2		1/10/2003	Warren M. Farnworth	2269-5558H US (99-0253.07	4404	
24247	7590	12/12/2006		EXAMINER		
TRASK BRITT P.O. BOX 2550				KOSOWSKI, ALEXANDER J		
SALT LAKE CITY, UT 84110			ART UNIT	PAPER NUMBER		
			2125			

DATE MAILED: 12/12/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
10/705,394	FARNWORTH, WARREN M.		
Examiner	Art Unit		
Alexander J. Kosowski	2125		

	Alexander J. Kosowski	2125	٠
The MAILING DATE of this communication appea	ers on the cover sheet with the d	orrespondence add	ress
THE REPLY FILED <u>22 November 2006</u> FAILS TO PLACE THIS			
1. The reply was filed after a final rejection, but prior to or on this application, applicant must timely file one of the follow places the application in condition for allowance; (2) a Not a Request for Continued Examination (RCE) in compliance time periods:	the same day as filing a Notice of ing replies: (1) an amendment, aff ice of Appeal (with appeal fee) in o	Appeal. To avoid aba idavit, or other evider compliance with 37 C	nce, which FR 41.31; or (3)
a) The period for reply expires 3 months from the mailing date	of the final rejection.		
b) The period for reply expires on: (1) the mailing date of this Ac no event, however, will the statutory period for reply expire la Examiner Note: If box 1 is checked, check either box (a) or (b)	dvisory Action, or (2) the date set forth ter than SIX MONTHS from the mailing	g date of the final rejecti	on.
TWO MONTHS OF THE FINAL REJECTION. See MPEP 70			
Extensions of time may be obtained under 37 CFR 1.136(a). The date of have been filed is the date for purposes of determining the period of extender 37 CFR 1.17(a) is calculated from: (1) the expiration date of the sloset forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL	ension and the corresponding amount hortened statutory period for reply original contents.	of the fee. The appropr inally set in the final Offi	iate extension fee ce action; or (2) as
 The Notice of Appeal was filed on A brief in compl filing the Notice of Appeal (37 CFR 41.37(a)), or any exten a Notice of Appeal has been filed, any reply must be filed. AMENDMENTS 	sion thereof (37 CFR 41.37(e)), to	avoid dismissal of th	
_	out nation to the data of filling a build		
 The proposed amendment(s) filed after a final rejection, b They raise new issues that would require further con They raise the issue of new matter (see NOTE below 	sideration and/or search (see NO		ecause
(c) They are not deemed to place the application in bett		ducing or simplifying	the issues for
appeal; and/or			
(d) They present additional claims without canceling a c	orresponding number of finally rej	ected claims.	
NOTE: (See 37 CFR 1.116 and 41.33(a)).	•		
4. 🔲 The amendments are not in compliance with 37 CFR 1.12		mpliant Amendment	(PTOL-324).
5. Applicant's reply has overcome the following rejection(s):			
6. Newly proposed or amended claim(s) would be all non-allowable claim(s).		·	
7. For purposes of appeal, the proposed amendment(s): a) [how the new or amended claims would be rejected is prov The status of the claim(s) is (or will be) as follows:		ll be entered and an e	explanation of.
Claim(s) allowed:			
Claim(s) objected to:			
Claim(s) rejected: Claim(s) withdrawn from consideration:			
AFFIDAVIT OR OTHER EVIDENCE			
 The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good and was not earlier presented. See 37 CFR 1.116(e). 			
9. The affidavit or other evidence filed after the date of filing a entered because the affidavit or other evidence failed to over showing a good and sufficient reasons why it is necessary	vercome all rejections under appe	al and/or appellant fa	ils to provide a
10. ☐ The affidavit or other evidence is entered. An explanation REQUEST FOR RECONSIDERATION/OTHER	of the status of the claims after e	ntry is below or attact	ned.
11. The request for reconsideration has been considered but See Continuation Sheet.	does NOT place the application in	n condition for allowa	nce because:
12. Note the attached Information Disclosure Statement(s).	PTO/SB/08) Paper No(s)		
13. Other:	1		
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Continuation of 11. does NOT place the application in condition for allowance because: the arguments are not persuasive to overcome the oustanding final rejection.